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Fiftieth session
Agenda item 25

DRAFT PROVISIONAL AGENDA
FOR THE FIFTY-FIRST SESSION OF THE COMMISSION

Note by the Secretary-General

The following draft provisional agenda for the fifty-first session of the Commission is submitted in accordance with the provisions of paragraph 3 of Economic and Social Council resolution 1894 (LVII) and includes an indication for each item of the documents to be prepared in implementation of the relevant Commission decisions. If necessary, the draft provisional agenda will be amended in the light of any decisions which the Commission may take after the preparation of this document.

XXV. DRAFT PROVISIONAL AGENDA FOR THE FIFTY-FIRST SESSION
OF THE COMMISSION

1. Election of officers.
2. Adoption of the agenda.
3. Organization of the work of the session.

Legislative authority: relevant resolutions and decisions of the General Assembly, the Economic and Social Council and the Commission.

Documentation:

Report of the independent expert on the situation of human rights in Guatemala (paragraphs 21 and 22 of resolution 1994/58), to be considered under the item "Question of the violation of human rights and fundamental freedoms in any part of the world, with particular reference to colonial and other dependent countries and territories" or the item "Advisory services in the field of human rights".

4. Question of the violation of human rights in the occupied Arab territories, including Palestine.

Legislative authority: Commission resolutions 1994/2 and 1994/3 A and B.

Documentation:

- (a) Report of the Special Rapporteur (paragraph 4 of resolution 1993/2 A);
- (b) Reports of the Secretary-General (paragraph 6 of resolution 1994/2, paragraph 5 of resolution 1994/3 A and paragraph 5 of resolution 1994/3 B);
- (c) List of United Nations reports issued between sessions of the Commission that deal with the conditions in which the citizens of the Palestinian and other occupied Arab territories are living under the Israeli occupation (paragraph 6 of resolution 1994/3 A).

5. Violations of human rights in southern Africa: report of the Ad Hoc Working Group of Experts.

Legislative authority: Commission resolution 1994/10.

Documentation:

Final report of the Ad Hoc Working Group of Experts (paragraph 29).

6. Monitoring and assisting the transition to democracy in South Africa.

Legislative authority: Commission resolution 1994/8.

Documentation:

Report of the Special Rapporteur (paragraphs 7 and 10).

7. Question of the realization in all countries of the economic, social and cultural rights contained in the Universal Declaration of Human Rights and in the International Covenant on Economic, Social and Cultural Rights, and study of special problems which the developing countries face in their efforts to achieve these human rights, including: problems related to the right to enjoy an adequate standard of living; foreign debt, economic adjustment policies and their effects on the full enjoyment of human rights and, in particular, on the implementation of the Declaration on the Right to Development.

Legislative authority: Commission resolutions 1994/11, 1994/12, 1994/20 and 1994/65.

Documentation:

Report of the Secretary-General (paragraph 6 of resolution 1994/11).

8. Question of the realization of the right to development.

Legislative authority: Commission resolution 1994/21.

Documentation:

(a) Report of the Working Group on the Right to Development (paragraph 16).

(b) Report of the Secretary-General (paragraph 17).

9. The right of peoples to self-determination and its application to peoples under colonial or alien domination or foreign occupation.

Legislative authority: Commission resolutions 1994/5, 1994/6 and 1994/7.

Documentation:

- (a) Report of the Secretary-General (paragraph 3 of resolution 1994/5);
- (b) Report of the Special Rapporteur on mercenaries (paragraph 5 of resolution 1994/7).

10. Question of the human rights of all persons subjected to any form of detention or imprisonment, in particular:

- (a) Torture and other cruel, inhuman or degrading treatment or punishment;
- (b) Status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;
- (c) Question of enforced or involuntary disappearances;
- (d) Question of a draft optional protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment.

Legislative authority: Commission resolutions 1994/30, 1994/31, 1994/32, 1994/33, 1994/34, 1994/35, 1994/36, 1994/37, 1994/38, 1994/39, 1994/40, 1994/41, 1994/42 and 1994/43.

Documentation:

- (a) Reports of the Secretary-General (paragraph 12 of resolution 1994/30, paragraph 6 of resolution 1994/31);
- (b) Report of the Working Group on Arbitrary Detention (paragraph 19 of resolution 1994/32);
- (c) Report of the Special Rapporteur on the right to freedom of opinion and expression (paragraph 16 of resolution 1994/33).
- (d) Report of the Secretary-General on the operations of the United Nations Voluntary Fund for Victims of Torture (paragraph 6 of resolution 1994/36);
- (e) Report of the Special Rapporteur on the question of torture (paragraph 20 of resolution 1994/37);
- (f) Report of the Secretary-General on the status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (paragraph 9 of resolution 1994/38);
- (g) Report of the Working Group on Enforced or Involuntary Disappearances (paragraph 24 of resolution 1994/39);

- (h) Report of the working group on the draft optional protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (paragraph 2 of resolution 1994/40);
- (i) Report of the Special Rapporteur on the independence and impartiality of the judiciary (paragraph 5 of resolution 1994/41);
- (j) Updated report of the Secretary-General on the situation of United Nations staff members, experts and their families detained, imprisoned, missing or held in a country against their will, and on the implementation of resolution 1994/42 (paragraph 10);
- (k) Annual report of the Special Rapporteur on human rights and states of emergency (draft decision ... recommended to the Economic and Social Council for adoption (resolution 1994/43));

11. Further promotion and encouragement of human rights and fundamental freedoms, including the question of the programme and methods of work of the Commission:

- (a) Alternative approaches and ways and means within the United Nations system for improving the effective enjoyment of human rights and fundamental freedoms;
- (b) National institutions for the promotion and protection of human rights;
- (c) Coordinating role of the Centre for Human Rights within the United Nations bodies and machinery dealing with the promotion and protection of human rights;
- (d) Human rights, mass exoduses and displaced persons.

Legislative authority: Commission resolutions 1994/45, 1994/46, 1994/47, 1994/48, 1994/49, 1994/50, 1994/51, 1994/52, 1994/53, 1994/54, 1994/55, 1994/56, 1994/66, 1994/68 and 1994/97.

Documentation:

- (a) Report of the Secretary-General on the state of regional human rights arrangements (paragraph 15 of resolution 1993/51);
- (b) Report of the Special Rapporteur on violence against women (paragraph 6 of resolution 1994/45);
- (c) Report of the Secretary-General on unilateral coercive measures (paragraph 6 of resolution 1994/47);
- (d) Report of the Secretary-General on regional arrangements in the Asian and Pacific region (paragraph 15 of resolution 1994/48);

- (e) Report of the Secretary-General on human rights in the context of human immunodeficiency virus (HIV) and acquired immunodeficiency syndrome (AIDS) (paragraph 11 of resolution 1994/49);
 - (f) Report of the Secretary-General on public information activities (paragraph 12 of resolution 1994/52);
 - (g) Note by the Secretary-General on human rights and thematic procedures (paragraph 13 of resolution 1994/53);
 - (h) Report of the Secretary-General on national institutions for the promotion and protection of human rights (paragraph 11 of resolution 1994/54);
 - (i) Report of the Secretary-General on human rights and mass exoduses (paragraph 15 of resolution 1994/66);
 - (j) Annual report of the representative of the Secretary-General on internally displaced persons (paragraph 15 of resolution 1994/68);
12. Question of the violation of human rights and fundamental freedoms in any part of the world, with particular reference to colonial and other dependent countries and territories, including:
- (a) Question of human rights in Cyprus;
 - (b) Study of situations which appear to reveal a consistent pattern of gross violations of human rights as provided in Commission resolution 8 (XXIII) and Economic and Social Council resolutions 1235 (XLII) and 1503 (XLVIII): report of the Working Group on Situations established by Economic and Social Council resolution 1990/41 of 25 May 1990.

Legislative authority: Commission resolutions 1994/70, 1994/71, 1994/72, 1994/73, 1994/74, 1994/75, 1994/77, 1994/78, 1994/79, 1994/80, 1994/81, 1994/82, 1994/83, 1994/84, 1994/85, 1994/86, 1994/87, 1994/88 and 1994/89 and decision 1994/110.

Documentation:

- (a) Report of the Secretary-General on reprisals against those cooperating with representatives of United Nations human rights bodies (paragraph 6 of resolution 1994/70);
- (b) Report of the Special Rapporteur on the situation of human rights in Cuba (paragraph 11 of resolution 1994/71);
- (c) Reports of the Special Rapporteur on the situation of human rights in the territory of the former Yugoslavia (paragraph 37 of resolution 1994/72);

- (d) Report of the Special Representative on the situation of human rights in the Islamic Republic of Iran (paragraph 13 of resolution 1994/73);
- (e) Reports of the Special Rapporteur on the situation of human rights in Iraq (paragraph 14 of resolution 1994/74);
- (f) Report of the Secretary-General on the situation of human rights in Bosnia and Herzegovina (paragraph 11 of resolution 1994/75);
- (g) Report of the Secretary-General on the situation of human rights in Togo (paragraph 9(b) of resolution 1994/78);
- (h) Report of the Special Rapporteur on the situation of human rights in the Sudan (paragraph 16 of resolution 1994/79);
- (i) Final report of the Special Rapporteur on the situation of human right in Haiti (paragraph 13 of resolution 1994/80);
- (j) Report of the Special Rapporteur on summary or arbitrary executions (paragraph 5 of resolution 1994/82);
- (k) Report of the Secretary-General on the situation of human rights in Southern Lebanon (paragraph 6(b) of resolution 1994/83);
- (l) Report of the Special Rapporteur on the situation of human rights in Afghanistan (paragraph 23 of resolution 1994/84);
- (m) Report of the Special Rapporteur on the situation of human rights in Myanmar (paragraph 20 of resolution 1994/85);
- (n) Report of the Secretary-General on situation of human rights in Burundi (paragraph 9 of resolution 1994/86);
- (o) Report of the Special Rapporteur on situation of human rights in Zaire (paragraph 9 of resolution 1994/87);
- (p) Report of the Special Rapporteur on the situation of human rights in Equatorial Guinea (paragraph 13 of resolution 1994/89);
- (q) Report of the Secretary-General on the question of human rights in Cyprus (decision 1994/110);
- (r) Report of the Secretary-General on East Timor (statement agreed by consensus by the Commission, made by the Chairman on 9 March 1994).

13. Measures to improve the situation and ensure the human rights and dignity of all migrant workers.

Legislative authority: Commission resolution 1994/17.

Documentation:

Report of the Secretary-General on the status of the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families (paragraph 6).

14. Human rights and scientific and technological developments.

Legislative authority: Commission resolutions 1993/90, 1993/91 and decision 1993/113.

Documentation:

- (a) Report of the Secretary-General on human rights and bioethics (paragraph 4 of resolution 1993/91);
- (b) Report of the Secretary-General on the follow-up to the guidelines for the regulation of computerized personal data files (decision 1993/113).

15. Implementation of the International Convention on the Suppression and Punishment of the Crime of Apartheid.

Legislative authority: Commission resolution 1993/10.

Documentation:

Report of the Group of Three

16. Implementation of the Programme of Action for the Third Decade to Combat Racism and Racial Discrimination.

Legislative authority: Commission resolutions 1994/9 and 1994/64.

Documentation:

- (a) Analytical report of the Secretary-General (paragraph 22 of resolution 1994/9);
- (b) Report of the Special Rapporteur on contemporary forms of racism, racial discrimination and xenophobia and related intolerance (paragraph 4 of resolution 1994/64).

17. Status of the International Covenants on Human Rights.

Legislative authority: Commission resolutions 1994/15 and 1994/16.

Documentation:

- (a) Report of the Secretary-General (paragraph 17 of resolution 1994/15);
- (b) Report of the Secretary-General (paragraph 5 of resolution 1994/16).

18. Effective functioning of bodies established pursuant to United Nations human rights instruments.

Legislative authority: Commission resolution 1994/19 and 1994/97.

Documentation: Report of the Secretary-General (paragraph 8(a)).

19. Report of the Sub-Commission on Prevention of Discrimination and Protection of Minorities on its forty-sixth session.

Legislative authority: Commission resolution 1994/23 and decision 1993/103.

Documentation: Report of the Chairman of the Sub-Commission (paragraph 14 of resolution 1994/23).

20. Rights of persons belonging to national or ethnic, religious and linguistic minorities.

Legislative authority: Commission resolution 1994/22.

Documentation:

Report of the Secretary-General (paragraph 12).

21. Advisory services in the field of human rights.

Legislative authority: Commission resolutions 1994/57, 1994/58, 1994/59, 1993/85, 1994/60, 1994/61, 1994/62 and 1994/69.

Documentation:

- (a) Report of the Secretary-General on the situation of human rights in Albania (paragraph 3(b) of resolution 1994/57);
- (b) Report of the Special Rapporteur on the assistance to Guatemala in the field of human rights (paragraph 21 of resolution 1994/58);
- (c) Report of the Independent Expert on assistance to Somalia in the field of human rights (paragraph 9 of resolution 1994/60);

- (d) Report of the Special Representative on the situation of human rights in Cambodia (paragraph 14 of resolution 1994/61);
- (e) Report of the Independent Expert on assistance to El Salvador (paragraph 12 of resolution 1994/62);
- (f) Report of the Secretary-General on the progress in the implementation of the programme of advisory services and technical assistance (paragraph 20 of resolution 1994/69);
- (g) Report of the Secretary-General on Romania (statement made by the Chairman on 9 March 1994).

22. Implementation of the Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief.

Legislative authority: Commission resolution 1994/18.

Documentation:

- (a) Report of the Special Rapporteur (paragraph 23);
- (b) Report of the Secretary-General on measures to implement resolution 1994/18 (paragraph 24).

23. Drafting of a declaration on the right and responsibility of individuals, groups and organs of society to promote and protect universally recognized human rights and fundamental freedoms.

Legislative authority: Commission resolution 1994/96.

24. Rights of the child, including:

- (a) Status of the Convention on the Rights of the Child;
- (b) Report of the Special Rapporteur on the sale of children;
- (c) Programme of Action for the Elimination of the Exploitation of Child Labour;
- (d) Question of a draft optional protocol to the Convention on the Rights of the Child on sale of children, child prostitution and child pornography as well as the basic measures needed to its prevention and eradication.

Legislative authority: Commission resolutions 1994/90, 1994/91, 1994/92, 1994/93 and 1994/94.

Documentation:

- (a) Report of the Sub-Commission on the state of implementation of the Programme of Action for the Elimination of the Exploitation of Child Labour (paragraph 10 of resolution 1993/79);
- (b) Report of the Working Group (resolution 1994/90);
- (c) Report of the Working Group (resolution 1994/91);
- (d) Report of the Secretary-General on the status of the Convention on the Rights of the Child (paragraph 24 of resolution 1994/91);
- (e) Report of the Special Rapporteur on the sale of children (paragraph 23 of resolution 1994/92);

25. Follow-up to the World Conference on Human Rights.

Legislative authority: Commission resolution 1994/95.

Documentation:

Report of the High Commissioner for Human Rights on the follow-up to the World Conference on Human Rights (paragraph 9 of resolution 1994/96).

26. The role of youth in the promotion and protection of human rights, including the question of conscientious objection to military service.

Legislative authority: Commission resolution 1993/84.

Documentation:

Report of the Secretary-General on conscientious objection to military service (paragraph 10 of resolution 1993/84).

27. Draft provisional agenda for the fifty-second session of the Commission.

Legislative authority: Economic and Social Council resolution 1894 (LVII).

Documentation:

Note by the Secretary-General containing the draft provisional agenda for the fifty-second session of the Commission, together with information concerning documentation relating thereto.

28. Report to the Economic and Social Council on the fifty-first session of the Commission.

Legislative authority: rule 38 of the rules of procedure of the functional commissions of the Economic and Social Council.

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